Case 21-03067-sgj Doc 174 Filed 07/06/23 Entered 07/06/23 16:46:40 Desc Main Case 3:23-cv-01503-G DDocument FiRabe7106f/23 Page 1 of 4 PageID 1

BTXN 049 (rev. 03/15)

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

In Re: Highland Capital Management, L.P.		§ 8	
riiginand Capitai Management, L.i .		8 8	Case No.: 19–34054–sgj11
a	Debtor(s)	§	Chapter No.: 11
Charitable DAF Fund, LP et al.	Plaintiff(s)	§ §	Adversary No.: 21–03067–sgj
vs. Highland Capital Management, LP et al.		§ §	Civil Case No.:
	Defendant(s)	§ 8	
Charitable DAF Fund, L.P. and CLO	Holdco, Ltd. Appellant(s)	8 8	
vs.		§	
Highland Capital Management, L.P.	Appellee(s)	\$ \$ 8	
		§	

NOTICE OF TRANSMITTAL

•			
ı	am	transmittir	g:

	The Motion for leave to Appeal 28 U.S.C. § (USDC Civil Action No. DNC Case).
	The Motion for Stay Pending Appeal (USDC Action No. – DNC Case).
	The Proposed Findings of Fact and Conclusions of Law.
	The Motion to Extend Time To File Designation (USDC Civil Action No DNC Case).
	On , the Record on Appeal was transmitted. The designation of record or item(s) designated by were not filed when the record was transmitted. The item(s) were filed on awaiting instructions from the assigned district judge.
	Other
V	Copies of: Notice of appeal, appealed order [167] and supporting documents

TO ALL ATTORNEYS: File all subsequent papers captioned and numbered with the appropriate division of the United States District Clerk's Office. Any questions concerning this proceeding should be directed to the U.S. District Clerk's Office at (214) 753–2200.

DATED: 7/6/23 FOR THE COURT:

Robert P. Colwell, Clerk of Court

by: /s/Sheniqua Whitaker, Deputy Clerk

BTXN 116 (rev. 07/08)

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

APPEAL SERVICE LIST

Transmission of the Record

BK Case No.: <u>19–34054–sgj11</u>
Adversary No.: 21-03067-sgj
Received in District Court by:
Date:
Volume Number(s):
cc: Stacey G Jernigan Courtney Lauer Caroline Nowlin Attorney(s) for Appellant US Trustee

Appellant Charitable DAF Fund, L.P. and CLO Holdco, Ltd.

SBAITI & COMPANY PLLC Mazin A. Sbaiti Jonathan Bridges J.P. Morgan Chase Tower 2200 Ross Avenue, Suite 4900W Dallas, TX 75201 T: (214) 432–2899

Appellee Highland Capital Management, L.P.

PACHULSKI STANG ZIEHL & JONES LLP Jeffery N. Pomerantz (CA Bar No. 143717) John A. Morris (NY Bar No. 2405397) Gregory V. Demo (NY Bar No. 5371992) Hayley R. Winograd (NY Bar No. 5612569) 10100 Santa Monica Blvd., 13th Floor Los Angeles, CA 90067 Telephone: (310) 277–6910

And

Hayward & Associates PLLC Melissa S. Hayward Zachery Z. Annable 10501 N. Central Expressway, Suite 106 Dallas, TX 75231 Telephone: (972) 755–7100

Case 21-03067-sgj Doc 174 Filed 07/06/23 Entered 07/06/23 16:46:40 Desc Main Case 3:23-cv-01503-G DDocument Filed 07/06/23 Page 3 of 4 PageID 3

BTXN 150 (rev. 11/10) In Re: Highland Capital Management, L.P. Case No.: 19-34054-sgj11 Chapter No.: 11 Debtor(s) Charitable DAF Fund, LP et al. Plaintiff(s) Adversary No.: 21-03067-sgj vs. Highland Capital Management, LP et al. Defendant(s)

CIVIL CASE COVER SHEET

I. (a) APPELLANT Charitable DAF Fund, L.P. and CLO Holdco, Ltd.					PPELLEE ighland Capital Manage:	ment, L.P.				
(b)	County of Residence of (EXCEPT IN U.S. PLA				ounty of Residence of Fi N U.S. PLAINTIFF CA		ty:			
(EXCÉPT IN U.S. PLAINTIFF CASES) (c) Attorney's (Firm Name, Address, and Telephone Number) SBAITI & COMPANY PLLC Mazin A. Sbaiti Jonathan Bridges J.P. Morgan Chase Tower 2200 Ross Avenue, Suite 4900W Dallas, TX 75201 T: (214) 432–2899					(IN U.S. PLAINTIFF CASES ONLY) Attorney's (If Known) PACHULSKI STANG ZIEHL & JONES LLP Jeffery N. Pomerantz (CA Bar No. 143717) John A. Morris (NY Bar No. 2405397) Gregory V. Demo (NY Bar No. 5371992) Hayley R. Winograd (NY Bar No. 5612569) 10100 Santa Monica Blvd., 13th Floor Los Angeles, CA 90067 Telephone: (310) 277–6910					
				A	nd					
				M Z 10 D	ayward & Associates PI lelissa S. Hayward achery Z. Annable 0501 N. Central Express allas, TX 75231 elephone: (972) 755–710	way, Suite 10	5			
II. BAS	SIS OF JURISDICTION	N								
O 1	U.S. Government Plaintiff	O 2	U.S. Government Defendant	⊙ 3	Federal Question (U.S. Government Not a Party)	O 4		sity ate Citize ties in Ite		
III. CI	TIZENSHIP OF PRING	CIPAL PAI	RTIES							
Citizen	of This State	O 1	O 1		ted or Principal Place ss In This State	0	4	0	4	
Citizen	of Another State	O 2	O 2		ted and Principal Place ss In Another State	0	5	0	5	
	or Subject of a n Country	O 3	O 3	Foreign N	ation	0	6	0	6	
IV. NA	ATURE OF SUIT									
⊙ 42	22 Appeal 28 USC 158		O 423 Withdrawal 28	USC 157	O 890 Othe	er Statutory A	ctions			
V. OR	IGIN									
⊙ 1	Original Proceeding	\circ 2	Removed from State Court	O 3 R	emanded from Appellate	e Court	O 4 1	Reinstate Reopene	d or d	
O 5	Transferred from another district	O 6	Multidistrict Litigation	O 7 N	ppeal to District Judge f lagistrate Judgment	rom				
VI. CA	AUSE OF ACTION									
	e U.S. Civil Statute under opeal 28 USC 158	r which you	are filing (Do not cite j	urisdiction	al statutes unless divers	sity):				
	escription of cause: of appeal of a bankruptcy	y court orde	r							

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VIII. RELATED CASE(S) IF ANY Judge:	Docket Number:

DATED: 7/6/23

FOR THE COURT: Robert P. Colwell, Clerk of Court by: /s/Sheniqua Whitaker, Deputy Clerk